

FISCAL MEMORANDUM
HB 3233 – SB 3382

March 18, 2008

SUMMARY OF AMENDMENT (015496): Removes the proposed Class E felony for reckless endangerment with a deadly weapon when the violation places or may place another in imminent danger of death or serious bodily injury.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue - \$10,500
Increase State Expenditures - \$17,500/One-Time
\$192,600/Incarceration*

Increase Local Revenue – Not Significant
Increase Local Expenditures – Not Significant

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Revenue - \$10,500

Increase Local Revenue – Not Significant
Increase Local Expenditures – Not Significant

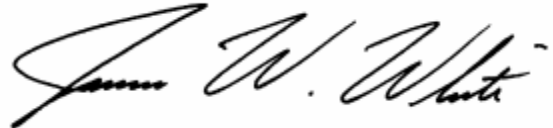
Assumptions applied to amendment:

- According to the Department of Safety, there will be no additional convictions under Section 1 of this bill since move-over violations can already be prosecuted under existing felony statutes.
- There will be an increase of fine revenue resulting from Section 2 of the bill as amended.
- Average fine under current law is estimated to be \$150.
- Average fine for second offenses is estimated to be \$550 under this bill.
- Average fine for third and subsequent offenses is estimated to be \$1,050 under this bill.
- Twenty five percent will not pay fines due to indigence.
- One hundred percent of fines for reckless driving charges go to the state.
- The increase of fine revenue is estimated to be \$10,500 $\{[(17 \times \$400 \text{ increase}) + (8 \times \$900 \text{ increase})] \times 75\% = \$10,500\}$ per year.

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CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

/rnc